IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3997 of 1990

For Approval and Signature:

HON'BLE DR.JUSTICE J.N.BHATT

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

D N BANKER
Versus
DEAN, GOVERNMENT MEDICAL COLLEGE, BARODA
AND ANOTHER

Appearance:

1. Special Civil Application No. 3997 of 1990
NOTICE SERVED for the Petitioner
MR. L.B. DABHI, AGP for Respondent Nos. 1-2

CORAM : HON'BLE DR.JUSTICE J.N.BHATT

Date of decision: 02/08/2004

ORAL JUDGEMENT

Despite the service of notice for the engagement

of a Lawyer, it appears that the petitioner has not taken any steps. He is not present; he has not even conveyed through anybody or has not sent the report.

In all probabilities, therefore, presumption may be that his grievance might have been redressed or the matter must have been settled.

It is in this context that when the matter is of 1990 and despite the service of notice, party does not remain present, the Court is left with no option but to raise its hands in helplessness and to dismiss for default. Hence, dismissed for default. Rule discharged. Ad interim relief granted earlier stands vacated accordingly.

(J. N. BHATT, J.)

/shamnath